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FISCAL IMPACT STATEMENT

LS 6744

BILL NUMBER: HB 1587

NOTE PREPARED: Dec 19, 2002

BILL AMENDED:

SUBJECT: Expunging Records of Certain Felony Convictions.

FIRST AUTHOR: Rep. Summers

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ GENERAL
☒ DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill allows a sentencing court to expunge the records of a felony conviction committed before a person was 21 years of age after the elapse of 20 years from the date the person was convicted.

Effective Date: July 1, 2003.

Explanation of State Expenditures: If the court decides to expunge the records of an individual, the criminal history data base maintained by the Indiana State Police would have to be changed to allow for the expungement. Some additional staff and computer time might be involved.

Explanation of State Revenues: This bill could possibly increase fees to the state General Fund. An example would be if a petition to expunge a felony record is filed under the original court case number in which the person was sentenced and the person did not pay the required fees at the time. In this case, the court might require the person to pay any unpaid fees as part of the hearing. The state General Fund receives 70% of all criminal fees.

Explanation of Local Expenditures: Any additional cost would depend on the number of persons who might file for an expungement. These petitions would increase court time with additional hearings. Local law enforcement agencies would have to revise criminal records if a sentencing court orders that these records be expunged. These local law enforcement agencies might also incur some additional staff and computer time, similar to the Indiana State Police.

Explanation of Local Revenues: See *Explanation of State Revenues*, above. The general fund at the local

level receives 30% of all criminal fees.

State Agencies Affected: Indiana State Police, Clerk of the Supreme Court.

Local Agencies Affected: Trial Courts.

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